
A BILL FOR AN ACT

RELATING TO EDUCATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that section 302A-1504,
2 Hawaii Revised Statutes, requires the department of education to
3 establish a school-level minor repair and maintenance account
4 that does not exceed \$25,000 per school for use by each public
5 school, and requires the department of education to make annual
6 reports to the director of finance on the total amount of funds
7 in the account that shall carry over to the next fiscal year.
8 The legislature also finds that the account and reporting
9 requirements apply to the school-level minor repairs and
10 maintenance special fund established by section 302A-1504.5,
11 Hawaii Revised Statutes. The special fund receives funds from
12 the income check-off on state income tax refunds pursuant to
13 section 235-102.5(b), Hawaii Revised Statutes. The legislature
14 finds that the amount of moneys normally deposited into the
15 special fund is such that a school-by-school accounting of
16 moneys in the special fund is unnecessary. The legislature
17 further finds that section 37-47, Hawaii Revised Statutes, sets

1 forth reporting requirements for all non-general funds,
2 including the school-level minor repairs and maintenance special
3 fund. For these reasons, the legislature finds that the
4 requirements of section 302A-1504, Hawaii Revised Statutes, are
5 duplicative and unnecessary.

6 The purpose of this Act is to repeal the school-level minor
7 repair and maintenance account and reporting requirements and to
8 require the department of education to annually report to the
9 director of finance and the legislature the total amount of
10 funds in the school-level minor repair and maintenance special
11 fund that is carried over to the following fiscal year.

12 SECTION 2. Section 302A-1504.5, Hawaii Revised Statutes,
13 is amended to read as follows:

14 **"§302A-1504.5 School-level minor repairs and maintenance**
15 **special fund[÷] reporting of carry over funds. (a)** There is
16 established within the state treasury a special fund to be known
17 as the school-level minor repairs and maintenance special fund,
18 into which shall be deposited all moneys collected pursuant to
19 section 235-102.5(b), and any other moneys received by the
20 department in the form of grants and donations for school-level
21 minor repairs and maintenance. The special fund shall be

1 administered by the department and used to fund school-level
2 minor repairs and maintenance.

3 (b) The department shall submit to the director of finance
4 a report that shall be prepared in the form prescribed by the
5 director of finance and shall identify the total amount of funds
6 in the school-level minor repairs and maintenance special fund
7 that will carry over to the next fiscal year. The department
8 shall submit the report to the director of finance within ninety
9 days of the close of each fiscal year and a copy of the report
10 to the legislature no later than twenty days prior to the
11 convening of each regular session."

12 SECTION 3. Section 302A-1504, Hawaii Revised Statutes, is
13 repealed.

14 ~~["**S302A-1504 School-level minor repair and maintenance**~~
15 ~~**account.** (a) The department shall establish a school-level~~
16 ~~minor repair and maintenance account for the use by each public~~
17 ~~school that shall not exceed \$25,000 each per school. The~~
18 ~~account shall be comprised of funds appropriated out of the~~
19 ~~school-level minor repairs and maintenance special fund pursuant~~
20 ~~to section 302A-1504.5 for school-level minor repairs and~~
21 ~~maintenance and shall not be used for any other purpose, nor~~
22 ~~shall any other funds be deposited into the account.~~

~~(b) Funds in the account shall be expended at the direction of the school principal to contract for minor repairs and maintenance. Notwithstanding any other law to the contrary, special funds appropriated for this purpose that are unencumbered at the close of each fiscal year in the account shall not lapse until June 30 of the first fiscal year of the next fiscal biennium. The department shall submit:~~

~~(1) A report to the director of finance, ninety days after the close of each fiscal year, which shall be prepared in the form prescribed by the director of finance and shall identify the total amount of funds in the account that shall carry over to the next fiscal year; and~~

~~(2) A copy of this report to the legislature at least twenty days prior to the convening of each regular session of the legislature."]~~

SECTION 4. Any unexpended or unencumbered funds remaining in any school-level minor repair and maintenance account established under section 302A-1504, Hawaii Revised Statutes, as of the close of business on the effective date of this Act shall lapse to the credit of the school-level minor repairs and maintenance special fund.

SB2117 SD1.DOC

SB2117 SD1.DOC

SB2117 SD1.DOC

1 SECTION 5. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 6. This Act shall take effect upon its approval.

4

Report Title:

Repeal of School-Level Minor Repair and Maintenance Account

Description:

Repeals the school-level minor repair and maintenance account. Requires the DOE to annually report to the director of finance and the legislature the total amount of funds in the school-level minor repair and maintenance special fund that will carry over to the following fiscal year. (SD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.